IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CWP No. 9960 of 2007
Date of Decision: 9.7.2007

Mrs. Anjana Kumari

.....Petitioner through
Mr. Dalip Mahajan,
Advocate

versus

Chandigarh Housing Board

.....Respondent

CORAM: HON'BLE MR. JUSTICE VIJENDER JAIN,
CHIEF JUSTICE
HON'BLE MR. JUSTICE MAHESH GROVER

1. **Whether Reporters of Local Newspapers may be allowed to see the judgment ?**
2. **To be referred to the Reporters or not ?**
3. **Whether the judgment should be reported in the Digest ?**

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Vijender Jain, Chief Justice (Oral)

CM No. 10410 of 2007

C.M. allowed. Exemption from filing certified copies of Annexures P1 to P4 is granted.

CWP No. 9960 of 2007

This writ petition has been filed by the petitioner, inter-alia, stating that the claim of the petitioner has not been considered in the

allotment of draw of lots for the houses which have been reserved for the categories for which the petitioner is also entitled to and therefore, she has been discriminated against arbitrarily.

It is contended that petitioner is also the recipient of President award as she has received a President's award badge and a certificate dated 16.12.1987 being a national level highest award in respect of education/scouts and guides i.e. Bharat Scouts and Guides. A copy of the certificate is enclosed as Annexure P-1. The certificate states as follows:-

> " As a President's Guide, you have prepared yourself for service to God, country and your fellow-women and have shown yourself a true member of the great family of guide sisterhood. I congratulate you and wish you God speed. May your life be a joyous adventure in the service to others."

This certificate is an appreciation awarded to the petitioner that by her work in the field of Scouts and Guides, she has shown herself as a true member of the family of guide sisterhood.

The policy/criteria as has been annexed by the petitioner as Annexure-A, postulates as under:-

> " i) that the act of Heroism those who have saved human lives at the risk of their own lives and their act of heroism/bravery have been recognized by way of issuing commendation certificate by the State or Central Government.
>
> ii) the Gallantry award winners and persons who have distinguished themselves in any fields such as sports, Social Welfare, Education and Academics, literature or fine Arts at the national level.

a) The Gallantry Award winners ; in pursuance of notification dated 26.4.2001 issued by the President's Secretariat.

b) All fields (Social Services, academics etc.): Recipients of the following awards in any field should be considered for allotment of a dwelling unit:

(i) Bharat Ratna,

ii) Padma Vibhushan,

iii) Padma Bhishan,

iv) Padma Shri'

(c) Recipients of the following awards specifically meant for contribution to Indian Literature, Science & Technology & Fine Arts :

i) Jnapith Award (Award for life time contribution to Indian Literature by Jnanpith Trust).

ii) Shanti Swarup Bhatnagar Award (Award for outstanding Indian Research work in Science & Technology by CSIR.

iii) Sangeet Natak Akademi Award by Sangeet Natak Akademi for Fine Arts.

3. (SPORT)

The applicants who have received Gold Medal in anyevent recognized in Indian Olympic Association at the National or International level or have been bestowed with Arjuna Award, Draunacharya Award, Dhyan Chand Award and Rajive Gandhi Khel Ratna Award."

The claim of the petitioner is not covered by any category and thus, her claim cannot be considered for allotment of a house in pursuance of the aforesaid policy.

Thus, there is no merit in this petition and the same stands dismissed.

(VIJENDER JAIN)
CHIEF JUSTICE

(MAHESH GROVER)
JUDGE

9.7.2007
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